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UNITED STATES DISTRICT COURT  
 NORTHERN DISTRICT OF CALIFORNIA  
 SAN FRANCISCO DIVISION

XIAO DONG SUN,

Plaintiff,

v.

MICHAEL CHERTOFF, Secretary of the  
 Dept. of Homeland Security;  
 EMILIO T. GONZALEZ, Director of  
 United States Citizenship and Immigration  
 Services;  
 DAVID STILL, San Francisco Director,  
 United States Citizenship and Immigration  
 Services;  
 ROBERT S. MULLER, III, Director of the  
 Federal Bureau of Investigation,

Defendants.

No. C 07-0516 JL

**STIPULATION TO DISMISS; AND  
~~PROPOSED~~ ORDER**

Plaintiff, by and through his attorney of record, and Defendants, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services is now prepared to grant Plaintiff's application for naturalization and agrees to do so within 30 days of the dismissal of this action.

Each of the parties shall bear their own costs and fees.

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Stip. to Dismiss  
 C07-0516 JL

1 Date: May 10, 2007

Respectfully submitted,

2 SCOTT N. SCHOOLS  
3 United States Attorney

4  
5 /s/  
6 ILA C. DEISS  
7 Assistant United States Attorney  
8 Attorneys for Defendants

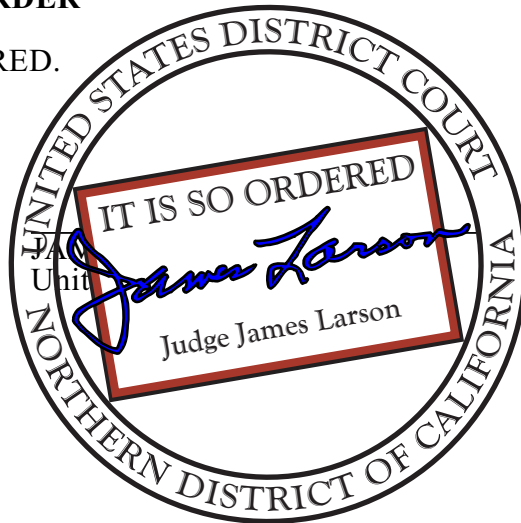
9 Date: May 10, 2007

10 /s/  
11 LAWRENCE FONG  
12 Attorney for Plaintiff

13 **ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED.

15  
16 Date: May 11, 2007



Stip. to Dismiss  
C07-0516 JL